

State of Colorado Energy & Carbon Management Commission

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Report taken by:

Steven Arauza

Site Investigation and Remediation Workplan (Supplemental Form)

This form shall be submitted to the Director for approval prior to the initiation of site investigation and remediation activities. However, this shall not preclude the Operator from taking immediate action to protect public health or safety, the environment, wildlife, or livestock.

This Form 27 describes site conditions as currently understood by the Operator; approval of this Form 27 by COGCC is based on the site conditions accurately described herein; any changes in site conditions identified during or subsequent to the performance of the approved workplan may necessitate additional investigation or remediation which shall be described on a supplemental Form 27. This Form 27 is intended to provide basic information regarding the proposed site investigation and remediation actions, but the workplan may be more fully described in attached documentation.

Closure request is not available for an Initial Site Investigation and Remediation Workplan.

OPERATOR INFORMATION

Name of Operator: CAERUS PICEANCE LLC	Operator No: 10456	Phone Numbers
Address: 1001 17TH STREET #1600		
City: DENVER	State: CO	Zip: 80202
Contact Person: Jake Janicek	Email: jjanicek@caerusoilandgas.com	Phone: (970) 778-2314
		Mobile: (970) 778-2314

PROJECT, PURPOSE & SITE INFORMATION

PROJECT INFORMATION

Remediation Project #: 23230 Initial Form 27 Document #: 402982977

PURPOSE INFORMATION

- ☐ Rule 913.c.(1): Pit or Cuttings Trench closure.
- ☐ Rule 913.c.(2): Buried or partially buried vessel closure, which will be by removal.
- ☒ Rule 913.c.(3): Remediation of Spill and Releases pursuant to Rule 912.
- ☐ Rule 913.c.(4): Land treatment of Oily Waste pursuant to Rule 905.e.
- ☐ Rule 913.c.(5): Closure of Centralized E&P Waste Management Facilities pursuant to Rule 907.h.
- ☐ Rule 913.c.(6): Remediation of impacted Groundwater pursuant to Rule 915.e.(3).D, and the contaminant concentrations in Table 915-1.
- ☐ Rule 913.c.(7): Investigation and remediation of natural gas in soil or Groundwater.
- ☐ Rule 913.c.(8): When requested by the Director due to any potential risk to soil, Groundwater, or surface water.
- ☐ Rule 913.c.(9): Decommissioning of Oil and Gas Facilities.
- ☐ Rule 913.g: Changes of Operator.
- ☐ Rule 915.b: Request to leave elevated inorganics in situ.
- ☒ Other: Q2 2023 Status Update to Remediation Project Number (RPN) 23230

SITE INFORMATION

No Multiple Facilities

Facility Type: SPILL OR RELEASE	Facility ID: 481405	API #:	County Name: RIO BLANCO
Facility Name: YCF 35-33-1	Latitude: 40.010160	Longitude: -108.356397	
** correct Lat/Long if needed: Latitude:		Longitude:	
QtrQtr: NWSE	Sec: 35	Twp: 1N	Range: 98W
Meridian: 6	Sensitive Area? Yes		

SITE CONDITIONS

General soil type - USCS Classifications OH Most Sensitive Adjacent Land Use Rangeland

Is domestic water well within 1/4 mile? No Is surface water within 1/4 mile? No

Is groundwater less than 20 feet below ground surface? No

Other Potential Receptors within 1/4 mile

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SITE INVESTIGATION PLAN

TYPE OF WASTE:

- ☒ E&P Waste ☐ Other E&P Waste ☐ Non-E&P Waste
- ☒ Produced Water ☐ Workover Fluids
- ☐ Oil ☐ Tank Bottoms
- ☐ Condensate ☐ Pigging Waste
- ☐ Drilling Fluids ☐ Rig Wash
- ☐ Drill Cuttings ☐ Spent Filters
- ☐ Pit Bottoms
- ☐ Other (as described by EPA)

DESCRIPTION OF IMPACT

Impacted?	Impacted Media	Extent of Impact	How Determined
Yes	SOILS	110x80x10	Soil Sampling

INITIAL ACTION SUMMARY

Description of initial action or emergency response measures take to abate, investigate, and/or remediate impacts associated with E&P Waste.

Please reference Colorado Oil and Gas Conservation Commission (COGCC) Spill Release Point ID 481405 for initial emergency response measures taken. Please reference Document Numbers (DNs) 403050192 and 403089339 for initial spill characterization activities and results.

One produced water sample was collected from one of the onsite production tanks on April 11, 2023, for site-specific waste characterization and process knowledge of the produced water representative of the pad location.

Between May 11 and May 23, 2023, seven investigative soil borings were advanced to delineate and characterize impacts along the southern and western exterior of the metal containment using a SIMCO 2800 drill rig equipped with solid stem augers and air coring capabilities. Investigative soil borings were advanced to total depths of 50 feet below ground surface (bgs). Each borehole was screened in 5-foot intervals and inspected for the presence or absence of hydrocarbon odors or staining using visual and olfactory senses as well as using a photoionization detector (PID). All boreholes were characterized using the United Soil Classification System. Soil samples were prepared for laboratory submittal at every 10-foot interval, terminus, and intervals exhibiting high PID values. Investigative soil samples were submitted to Pace Analytical under a previously approved reduced suite (DN 403089339).

Please see the attached report of work completed (ROWC) for additional details about the Q2 2023 investigative activities, laboratory analytical results, and recommendations.

PROPOSED SAMPLING PLAN

Proposed Soil Sampling

- ☒ Will soil samples be collected as part of this investigation? (Number, type (grab/composite), analyses, and locations of samples):

Please see the "Remediation Summary" Section of this form for a description on future soil sampling.

Proposed Groundwater Sampling

- ☐ Will groundwater samples be collected as part of this investigation? (Number, analyses, and locations of samples):

Proposed Surface Water Sampling

- ☐ Will surface water samples be collected as part of this investigation? (Number, analyses, and locations of samples):

Additional Investigative Actions

- ☐ Additional alternative investigative actions described in attached Site Investigation Plan (summary):

Please see "Proposed Soil Sampling" and "Remediation Summary" sections of this form for more details.

SITE INVESTIGATION REPORT

SAMPLE SUMMARY

Soil

Number of soil samples collected 42

Number of soil samples exceeding 915-1 41

Was the areal and vertical extent of soil contamination delineated? No

Approximate areal extent (square feet) 5828

NA / ND

-- Highest concentration of TPH (mg/kg) 33.66

-- Highest concentration of SAR 17.8

BTEX > 915-1 Yes

Vertical Extent > 915-1 (in feet) 50

Groundwater

Number of groundwater samples collected 0

Was extent of groundwater contaminated delineated? No

Depth to groundwater (below ground surface, in feet)

Number of groundwater monitoring wells installed

Number of groundwater samples exceeding 915-1

Highest concentration of Benzene (µg/l)

Highest concentration of Toluene (µg/l)

Highest concentration of Ethylbenzene (µg/l)

Highest concentration of Xylene (µg/l)

Highest concentration of Methane (mg/l)

Surface Water

0 Number of surface water samples collected

Number of surface water samples exceeding 915-1

If surface water is impacted, other agency notification may be required.

OTHER INVESTIGATION INFORMATION

☐ Were impacts to adjacent property or offsite impacts identified?

☒ Were background samples collected as part of this site investigation?

Please see COGCC DN 403050192 for site-specific background sampling activities and results completed prior to Q2 2023.

Two site-specific background soil borings were advanced west and northwest of the pad to total depths of 40 feet bgs. Each of the soil borings were field screened in 5-foot intervals and soil samples were prepared for laboratory submittal at every 10-foot interval and terminus from non-impacted native soil for the purpose of establishing soil concentrations for Table 915-1 analytes per COGCC Rule 915.e.(2).D.

Please see the attached ROWC for additional details about the site specific background soil borings and analytical results.

☐ Was investigation derived waste (IDW) generated as part of this investigation?

Volume of solid waste (cubic yards)

Volume of liquid waste (barrels)

☒ Is further site investigation required?

Please see "Proposed Soil Sampling" and "Remediation Summary" sections of this form for more details.

REMEDIAL ACTION PLAN

Does this Supplemental Form 27A include changes to a previously approved Remedial Action Plan? No

SOURCE REMOVAL SUMMARY

Describe how source is to be removed.

The source was the off-load line from tanks to the pump which froze and expanded the threads at the Y-Strainer. The damaged piping was replaced/repared to prevent future releases.

REMEDICATION SUMMARY

Describe how remediation of existing impacts to soil and groundwater is to be accomplished (i.e. summarize remedial action plan). Provide a brief narrative description including: technical justification, schedule for implementation, estimated time to attain NFA status, plus plans and specifications for the selected remedial action technology.

Caerus will remove all delineated hydrocarbon impacted material to the southern and western extents of the production tank secondary containment and beneath the secondary containment berm through mechanical excavation. Based on the subsurface drilling assessment surrounding the secondary containment completed between May 11 and May 23, 2023, vertical and lateral delineation of the loadout line release has been achieved. When completing source removal activities representative confirmation soil samples will be collected from the base and sidewalls of the excavation footprint. The number of samples collected will be determined by the extent of the excavation footprint.

Per COGCC Rule 915.e.(2).C, Caerus requests relief of arsenic as a contaminant of concern (COC). The arsenic result of produced water sample 20230411-YCFSOURCE-(YCF 35-33-1-T) collected from produced water representative of the waste stream that would have impacted the soils associated with the remediation project was less than the laboratory reporting limit with a reported value of <0.100 milligrams per kilogram (mg/kg). The produced water arsenic result was less than all confirmation soil arsenic results collected to date ranging from 2.54 mg/kg to 11.10 mg/kg. This indicates that the constituent is not found within the above-mentioned waste stream at the levels indicative of the impacted area. Please see DNs 403050192 and 403089339 for previously reported investigative analytical results.

This Section is continued in the "Operator Comments" Section of this form.

Soil Remediation Summary

☐ In Situ

_____ Bioremediation (or enhanced bioremediation)

_____ Chemical oxidation

_____ Air sparge / Soil vapor extraction

_____ Natural Attenuation

_____ Other _____

☐ Ex Situ

_____ Excavate and offsite disposal

If Yes: Estimated Volume (Cubic Yards) _____

Name of Licensed Disposal Facility or COGCC Facility ID # _____

_____ Excavate and onsite remediation

_____ Land Treatment

_____ Bioremediation (or enhanced bioremediation)

_____ Chemical oxidation

_____ Other _____

Groundwater Remediation Summary

_____ Bioremediation (or enhanced bioremediation)

_____ Chemical oxidation

_____ Air sparge / Soil vapor extraction

_____ Natural Attenuation

_____ Other _____

GROUNDWATER MONITORING

If groundwater has been impacted, describe proposed monitoring plan, including # of wells or sample points, monitoring schedule, analytical methods, points of compliance. Attach a groundwater monitoring location diagram.

If groundwater is observed when completing investigative activities representative groundwater samples will be collected and submitted for COGCC Table 915-1 analytes for water.

REMEDATION PROGRESS UPDATE

PERIODIC REPORTING

Approved Reporting Schedule:

☒ Quarterly☐ Semi-Annually☐ Annually☐ Other

Status Update to RPN 20844 - Q2 2023

☐ Request Alternative Reporting Schedule:

☐ Semi-Annually☐ Annually☐ Other

Rule 913.e:

After initial approval of a Form 27, the Operator will provide quarterly update reports in a Supplemental Form 27 to document progress of site investigation and remediation, unless an alternative reporting schedule has been requested by the Operator and approved by the Director. The Director may request a more frequent reporting schedule based on site-specific conditions.

Report Type:

☐ Groundwater Monitoring☐ Land Treatment Progress Report☐ O&M Report☐ Other _____

Adequacy of Operator's General Liability Insurance and Financial Assurance

Describe the adequacy of the Operator's general liability insurance and Financial Assurance to fully address the anticipated costs of Remediation, including the estimated remaining cost for this project (below).

If this information has been provided on a Form 27 within the last 12 months, provide the Document Number of that form.

Per Rule 705.b, and in line with guidance laid out in the SBAP, Caerus has general liability insurance in the amount of \$1M, and Caerus has umbrella insurance, which sits over the general liability insurance in the amount of \$75M. The umbrella and general liability insurance covers property damage, bodily injury to third parties, and sudden or accidental pollution under a combined \$76M.

Operator anticipates the remaining cost for this project to be: \$ 50000

WASTE DISPOSAL INFORMATION

Was E&P waste generated as part of this remediation? Yes

Describe beneficial use, if any, of E&P Waste derived from this remediation project:

None

Volume of E&P Waste (solid) in cubic yards 0

E&P waste (solid) description _____

COGCC Disposal Facility ID #, if applicable: _____

Non-COGCC Disposal Facility: _____

Volume of E&P Waste (liquid) in barrels 45

E&P waste (liquid) description impacted soil mixed with hydrovac
rinsate

COGCC Disposal Facility ID #, if applicable: _____

Non-COGCC Disposal Facility: Greenleaf Environmental Services

REMEDATION COMPLETION REPORT

REMEDATION COMPLETION SUMMARY

Is this a Final Closure Request for this Remediation Project? No

If YES:

☐ Compliant with Rule 913.h.(1).☐ Compliant with Rule 913.h.(2).☐ Compliant with Rule 913.h.(3).

Do all soils meet Table 915-1 standards? _____

Does the previous reply indicate consideration of background concentrations? _____

Does Groundwater meet Table 915-1 standards? _____

Is additional groundwater monitoring to be conducted? _____

Operator shall comply with the COGCC 1000-Series Reclamation Requirements for all impacted and disturbed areas.

RECLAMATION PLAN

RECLAMATION PLANNING

Describe reclamation plan. Discuss existing and new grade recontouring; method and testing of compaction alleviation; and reseeding program, including location of new seed, seed mix and noxious weed prevention. Attach diagram or drawing.

This location is active and there are no plans for reclamation at this time.

Is the described reclamation complete? _____

Does the reclamation described herein constitute interim or final reclamation of the Oil and Gas Location?

☐ Interim

☐ Final

Did the Surface Owner provide the seed mix? _____

If YES, does the seed mix comply with local soil conservation district recommendations? _____

Did the local soil conservation district provide the seed mix? _____

SITE RECLAMATION DATES

Proposed date of commencement of Reclamation. _____

Proposed date of completion of Reclamation. _____

IMPLEMENTATION SCHEDULE

Per Rule 913.d.(2): Any change from the approved implementation schedule will be requested at least 14 days in advance, and the Operator may not make the change without the Director's approval.

PRIOR DATES

Date of Surface Owner notification/consultation, if required. 12/17/2021

Actual Spill or Release date, or date of discovery. 12/17/2021

SITE INVESTIGATION DATES

Date of Initial Actions described in Site Investigation Plan (start date). 04/14/2022

Proposed site investigation commencement. 06/30/2022

Proposed completion of site investigation. 05/31/2023

REMEDIAL ACTION DATES

Proposed start date of Remediation. _____

Proposed date of completion of Remediation. _____

Per Rule 913.d.(2): Any change from the approved implementation schedule will be requested at least 14 days in advance, and the Operator may not make the change without the Director's approval.

☐ Change from approved implementation schedule per Rule 913.d.(2).

Basis for change in implementation schedule:

OPERATOR COMMENT

Carry over form "Remediation Summary":

Caerus believes that a pathway to groundwater from soil associated with this remediation project does not exist and requests relief concerning this subject per COGCC Table 915-1 Footnote 7 and due to the following reasons:

- 1) No groundwater was/has been observed infiltrating, pooling, or standing within any of the soil boring locations during the drilling investigation. All investigative borings were advance to a total depth of 50 feet bgs.
- 2) The nearest sensitive receptor (330 feet south) is an unnamed tributary to Yellow Creek which the United States Geological Survey (USGS) map symbol detailed on the topo map provided on COGCC GISOnline indicates it is an intermittent stream. However, based on local knowledge and field observations, this tributary is better characterized as ephemeral, as it rarely flows except in extreme weather events, exceptional groundwater elevation increases manifested through natural springs, and/or rain/snow melt events. There is no observable standing water within the immediate area and any resulting appreciable groundwater elevation increase would have been observed in the seven soil boring locations advanced associated with this remediation project. Any impacts to groundwater would have been observed during this investigation sampling.
- 3) There are no known springs or headwater tributaries flowing/seeping from the unnamed tributary downgradient of the release location.

Given these observations and facts concerning groundwater in the immediate vicinity of the project site, Caerus requests that the Director make a determination to continue evaluating remediation success of this project using Residential Soil Screening Level Concentrations (RSSLC) listed in Table 915-1.

Based on Caerus' request to remove arsenic as a COC and the pathway to groundwater determination mentioned above, Caerus requests that the director consider a further reduced suite for all future soil samples to include total petroleum hydrocarbons (TPH), benzene, toluene, ethylbenzene, total xylenes (BTEX), 1,2,4-trimethylbenzene (TMB), 1,3,5-TMB, naphthalene, and sodium adsorption ratio (SAR). These are the only COCs that the site assessment soil samples continue to exhibit concentrations for that are above the RSSLC listed in Table 915-1.

Please see the ROWC for further justification and supporting analytical data.

I hereby certify all statements made in this form are to the best of my knowledge true, correct, and complete.

Signed: Jake Janicek

Title: EHS Specialist

Submit Date: 08/15/2023

Email: jjanicek@caerusoilandgas.com

Based on the information provided herein, this Application for Site Investigation and Remediation Workplan complies with COGCC Rules and applicable orders and is hereby approved.

COGCC Approved: Steven Arauza

Date: 09/21/2023

Remediation Project Number: 23230

COA Type

Description

0 COA	

Attachment Check List

Upon approval, the approved Form 27 and all listed attachments will be indexed to the Remediation Project file. Only the approved Form 27 will also be indexed to the related Facilities.

Att Doc Num

Name

403475435	INVESTIGATION/REMEDIATION WORKPLAN (SUPPLEMENTAL)
403497295	SITE INVESTIGATION REPORT
403537710	FORM 27-SUPPLEMENTAL-SUBMITTED

Total Attach: 3 Files

General Comments

User Group

Comment

Comment Date

Environmental	Based on the information provided, the Operator's request for a reduced analyte suite of total petroleum hydrocarbons (TPH), benzene, toluene, ethylbenzene, total xylenes (BTEX), 1,2,4-trimethylbenzene (TMB), 1,3,5-TMB, naphthalene, and sodium adsorption ratio (SAR) is conditionally approved.	09/21/2023
Environmental	Based on the information provided under Operator Comment, the Operator's request to utilize the Table 915-1 Residential Soil Screening Level concentrations is conditionally approved.	09/21/2023

Environmental	Based on the information provided for site-specific waste characterization and process knowledge, the Operator's request for relief from arsenic as a contaminant of concern is conditionally approved, per Rule 915.e.(2).C.	09/21/2023
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Total: 3 comment(s)